IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Jeffrey Allan Thompson

SERIAL NO : 10/768,504

FILED January 30, 2004

TITLE Soybean Variety XB44D04

1638

Grp./A.U. : Examiner : Mehta, Ashwin D.

Cust. No. : 27310 Docket No. : 1828

AMENDMENT

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the communication from the Examiner dated September 26, 2006, it is respectfully requested that this Amendment be entered and made of record. The following amendments and remarks place the application in form for allowance. No new matter is presented, and as such the Amendment is proper under 37 C.F.R. §1.121. Applicant respectfully requests reconsideration.

Introductory Comments

Claims 1-8 are pending in the present application.

Amendments to the Specification is reflected in page 2.

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this paper.

Remarks/Arguments begin on page 7 of this paper.